

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

v.

DON FRANKLIN EYNON,

Defendant.

NO: CR-12-6001-RMP

ORDER GRANTING  
GOVERNMENT'S MOTION TO  
DISMISS COUNT 2 OF THE  
INDICTMENT

**BEFORE** the Court is the Government's Motion to Dismiss Count 2 of the Indictment, ECF No. 108, pursuant to the terms of the Plea Agreement entered in this case on November 7, 2012. Having reviewed the motion and having heard from counsel, the Court finds good cause to grant the motion.

Accordingly, **IT IS HEREBY ORDERED** that the Government's Motion to Dismiss Count 2 of the Indictment, **ECF No. 108**, is **GRANTED WITH PREJUDICE**.

The District Court Clerk is directed to enter this Order and provide copies to counsel.

DATED this 7th day of February 2013.

*s/ Rosanna Malouf Peterson*

ROSANNA MALOUF PETERSON  
Chief United States District Court Judge

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